

Message Text

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PAGE 01 MONTRE 00522 292051Z

ACTION DLOS-09

INFO OCT-01 EUR-12 ISO-00 AF-08 ARA-10 EA-09 NEA-10
FEA-01 ACDA-10 AGRE-00 AID-05 CEA-01 CEQ-01 CG-00
CIAE-00 COME-00 DODE-00 DOTE-00 EB-08 EPA-04
ERDA-07 FMC-02 TRSE-00 H-02 INR-07 INT-05 IO-13
JUSE-00 L-03 NSAE-00 NSC-05 NSF-02 OES-06 OMB-01
PA-02 PM-04 PRS-01 SP-02 SS-15 USIA-15 CAB-05
FAA-00 OIC-02 /188 W

-----300825Z 033748 /14

R 291926Z MAR 77

FM AMCONSUL MONTREAL

TO SECSTATE WASHDC 8785

UNCLAS MONTREAL 522

E. O. 11652: N/A

TAGS: PORG, EAIR, ICAO

SUBJ: ICAO: COUNCIL CONSIDERATION LAW OF THE SEA DRAFT (CWP 6479)

REF: STATE 063640

1. COUNCIL DELIBERATIONS CONSUMED ENTIRE MEETING MARCH 28.
ALL INTERVENTIONS PREFERRED ICAO OBSERVER NOT REPEAT
NOT INTERVENE IN LAW OF SEA CONFERENCE DELIBERATIONS
(ARGENTINA, UK, INDONESIA, BRAZIL, COSTA RICA, US,
YUGOSLAVIA, USSR, NIGERIA, PAKISTAN, AUSTRALIA, MEXICO).
ITALY FOR NO SPECIFIC REASON, INDICATED SOME "FLEXIBILITY"
MIGHT BE APPROPRIATE IN ALLOWING ICAO OBSERVER TO COMMENT
BUT NOT PLAY ACTIVE ROLE. HE POINTED OUT THAT "ICAO
MUST NOT BE TOO LATE" IN PREVENTING CONFLICTS
BETWEEN NEW LOS CONVENTION AND CHICAGO CONVENTION ON AVIATION.
MOROCCO AND LEBANON INDICATED THEY COULD BE "FLEXIBLE" LIKE
ITALY.

2. FOLLOWING INTERVENTIONS WHICH CLEARLY INDICATED CONSENSUS
FOR RETAINING STATUS QUO (I.E., NO PARTICIPATION BY ICAO
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PAGE 02 MONTRE 00522 292051Z

OBSERVER), PRESIDENT/COUNCIL MADE "SUGGESTION" THAT OBSERVER
BE ALLOWED TO MAKE "PURELY FACTUAL PRESENTATION TO 6TH LOS
SESSION". HE WAS CRITICIZED (AND ATTACKED BY MEXICO)
FOR PURSUING AN APPROACH CONTRARY TO COUNCIL WISHES.
ULTIMATELY COUNCIL WENT ALONG WITH IDEA IF REPEAT IF FACTUAL
STATEMENT TO BE PRESENTED COULD BE CIRCULATED TO COUNCIL FOR
APPROVAL FIRST, WHICH WILL BE DONE.

3. FYI: ICAO OBSERVER AND INDONESIA REP (WHO SPOKE POSITIVELY OF HIS PARTICIPATION IN THE LAST LOS CONFERENCE AND HIS DISCUSSIONS WITH US AND USSR DELEGATIONS THERE) INDICATED THAT LOS NEGOTIATIONS ARE "PACKAGE DEAL" AND VERY COMPLICATED AND ICAO SHOULD NOT BECOME DIRECTLY INVOLVED. HOWEVER IT WAS CLEAR FROM THESE AND OTHERS INTERVENTIONS THAT THE CHICAGO CONVENTION AND AVIATION RAMIFICATIONS ARE NOT BEING ADEQUATELY TAKEN INTO ACCOUNT BY THE LOS CONFERENCE.

4. US REP HAS BEEN CONCERNED IN THIS REGARD FOR SOME TIME AND WISHES TO REITERATE THAT IF ICAO IS NOT TO PARTICIPATE THEN IT IS IMPERATIVE THAT DELEGATIONS LIKE US BE WELL PREPARED REGARDING CHICAGO CONVENTION CONFLICTS AND ESPECIALLY USER CHARGE IMPLICATIONS WITH RESPECT TO THE ECONOMIC ZONE VERSUS HIGH SEAS QUESTION, AND THE RESPONSIBILITY OF ICAO MEMBER STATES FOR PROVIDING SEARCH AND RESCUE AND OTHER SERVICES OVER "TERRITORIAL WATERS". WE COULD FIND THE "ECONOMIC ZONE" TO BE A NEW EXCUSE FOR GOVERNMENTS LIKE CANADA AND UK TO CHARGE AIRCRAFT FOR AIR TRAFFIC SERVICES WHERE THEY ARE NOT NOW ALLOWED TO CHARGE "OVER HIGH SEAS" ETC. US REP WISHES ASSURANCE THAT THESE MATTERS ARE RECEIVING APPROPRIATE ATTENTION BY OFFICES BACKSTOPPING THIS MISSION AND LOS DELEGATION. END FYI.

5. INDIA IN COUNCIL RAISED QUESTION OF EXPLOITATION OF "ENERGY FROM THE WATER, CURRENTS, AND WINDS". THE QUESTION OF "WINDS" RAISES THE QUESTION OF AIRSPACE IN ECONOMIC ZONE. HAS THIS BEEN CONSIDERED?

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PAGE 03 MONTRE 00522 292051Z

6. US REP WILL SUBMIT PROPOSED ICAO OBSERVER STATEMENT WHEN RECEIVED.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: DOCUMENTS, LAW OF THE SEA, ECONOMIC COOPERATION, NEGOTIATIONS, MEETING REPORTS
Control Number: n/a
Copy: SINGLE
Sent Date: 29-Mar-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
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Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
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Handling Restrictions: n/a
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Legacy Key: link1977/newtext/t19770311/aaaaajnj.tel
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Litigation History:
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Office: ACTION DLOS
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
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Reference: 77 STATE 63640
Retention: 0
Review Action: RELEASED, APPROVED
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Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2961077
Secure: OPEN
Status: NATIVE
Subject: ICAO: COUNCIL CONSIDERATION LAW OF THE SEA DRAFT (CWP 6479)
TAGS: PORG, EAIR, ICAO
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/3b9501b0-c288-dd11-92da-001cc4696bcc
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